

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rene Alexander Rozendal *et al.*
 Serial No.: 10/563,736
 Filed: 01/06/2006
 For: **Process For Producing Hydrogen**

Group No.:
 Examiner:

TRANSMITTAL

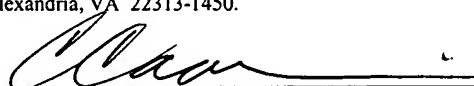
MS PCT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: June 9, 2006

By: 
 Cliff Cannon-Cin

Dear Sir or Madam:

In Response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed April 14, 2006 (a copy of which is enclosed), Applicants submit the following:

- a Preliminary Amendment;
- a Declaration; and
- a check in the amount of **\$130.00** is enclosed herewith to cover the surcharge for filing missing parts of an application.

In addition, the Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

06/16/2006 ATRAN1 00000139 10563736

01 FC:1617

130.00 OP

Applicants note that the enclosed Notification of Missing Requirements contains two noteworthy errors:

- Applicants' representative is erroneously listed as the first named inventor. As shown above, on the cover page of WO 2005/005981 and on the executed Declaration provided herein, Rene Alexander Rozendal is the first named inventor of this matter; and
- a Sequence Listing (in written and computer readable forms) is erroneously requested. As the above-referenced U.S. National Entry application **does not contain** any nucleotide or protein sequences, this requirement is improper.

Applicants hereby request appropriate correction.

Dated: June 9, 2006

By: _____



Christine A. Lekutis
Registration No. 51,934

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
(415) 904-6500



UNITED STATES PATENT AND TRADEMARK OFFICE

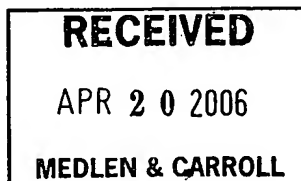
SF

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

RENE 'ALEXANDER ROZENDAL

U.S. APPLICATION NUMBER NO. 10/563,736	FIRST NAMED APPLICANT Christine A. Lektis	ATTY. DOCKET NO. ARNOLDS-10081
---	---	-----------------------------------

Medlen & Carroll
101 Howard Street
Suite 350
San Francisco, CA 94105



INTERNATIONAL APPLICATION NO. PCT/NL04/00499	
I.A. FILING DATE 07/09/2004	PRIORITY DATE 07/10/2003

CONFIRMATION NO. 1197

371 FORMALITIES LETTER



OC000000018523741

Date Mailed: 04/14/2006

Resp. 6/14/06 RLD

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/05/2006
- Copy of the International Search Report filed on 01/05/2006
- Preliminary Amendments filed on 01/05/2006
- Request for Immediate Examination filed on 01/05/2006
- U.S. Basic National Fees filed on 01/05/2006
- Priority Documents filed on 01/05/2006
- Specification filed on 01/05/2006
- Claims filed on 01/05/2006
- Abstracts filed on 01/05/2006
- Drawings filed on 01/05/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- **\$130 Surcharge.**
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application.** Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov**

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/563,736	PCT/NL04/00499	ARNOLDS-10081

FORM PCT/DO/EO/905 (371 Formalities Notice)